

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: **ISPH-0827**

Inventors: **Bennett and Freier**

Serial No.: **Not Yet Assigned**

Filing Date: **Herewith**

Examiner: **Not Yet Assigned**

Group Art Unit: **Not Yet Assigned**

Title: **Antisense Modulation of HKR1 Expression**

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By Jane Massey
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Commissioner for Patents
Mail Stop Sequence
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Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three

months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

- () In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
 - () Certification in Accordance with §1.97(e) is set forth below; or
 - () The fee of \$180.00 as set forth in §1.17(p) is attached.
- () In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I)(1).
- () Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. 09/898,556, filed July 3, 2001 for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

All listed references are in the English language.

Respectfully submitted,

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Date: February 5, 2004

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Form PTO-1449 Modified		Docket No. ISPH-0827	Serial No. not yet assigned
List of Patents and Publications Cited by Application (Use several sheets if necessary)		Applicant C. Frank Bennett et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date herewith	Group not yet assigned
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	AA	Isola et al., <i>Genetic aberrations detected by comparative genomic hybridization predict outcome in node-negative breast cancer</i> , Am. J. Pathol., 1995, 147: 905-911	
	AB	Kallioniemi et al., <i>Detection and mapping of amplified DNA sequences in breast cancer by comparative genomic hybridization</i> , Proc. Natl. Acad. Sci. U. S. A., 1994, 91:2156-2160	
	AC	Kallioniemi et al., <i>Optimizing comparative genomic hybridization for analysis of DNA sequence copy number changes in solid tumors</i> , Genes Chromosomes Cancer, 1994, 10:231-243	
	AD	Klug et al., <i>Protein motifs 5. Zinc fingers</i> , Faseb J., 1995, 9:597-604	
	AE	Margolin et al., <i>Kruppel-associated boxes are potent transcriptional repression domains</i> , Proc. Natl. Acad. Sci. U. S. A., 1994, 91:4509-4513	
	AF	Oguri et al., <i>The Kruppel-type zinc finger family gene, HKR1, is induced in lung cancer by exposure to platinum drugs</i> , Gene, 1998, 222:61-67	
	AG	Ruppert et al., <i>The GLI-Kruppel family of human genes</i> , Molecular and Cellular Biology, 1988, 8:3104-3113	
EXAMINER		DATE CONSIDERED	